IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 14TH MARCH 2007 / 23RD PHALGUNA 1928

Bail Appl..No. 1553 of 2007()

CRIME NO.55/2007 OF RANNI POLICE STATION

APPLICANTS

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1. A.G.FRANK OLIVER, ANAKKUZHIYIL HOUSE, EATTYCHUVADU, RANNY, ANGADI, PATHANAMTHITTA DISTRICT.

2. CHINNAMMA GEORGE, RESIDING AT DO. DO.

3. SANTHAMMA, RESIDING AT DO. DO.

BY ADV. SRI.MVS.NAMBOOTHIRY

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1553/2007

Dated this 14th day of March, 2007

O R D E R

The petitioners, who are accused Nos. 1 to 3 in Crime No.55/2007 of Ranni Police Station for an offence punishable under Section 498-A IPC read with Section 34 IPC, seek anticipatory bail. The first petitioner (first accused) is the husband of the defacto complainant, Joycee, whose marriage with the first petitioner was in the year 1987 and three children are born in that wedlock. From the year 1997 onwards, the parties are living apart. The second accused is the mother of the first accused. Third accused is a domestic servant stated to be looking after the mother of the first accused.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the Investigating Officer to release the petitioners on bail for a period of one month in the event of their arrest in connection

with the above case on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the Investigating officer and subject to the following conditions:

(a). First Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

(c). Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

(d). Petitioners shall not commit any offence while on bail.

(e). Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

4. If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs